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CHARLES ELMORE CROPLEY
CLERK

IN THE

SUPREME COURT OF THE UNITED STATES.

OCTOBER TERM, 1930.

MISSOURI PACIFIC RAILROAD COMPANY,
Appellant,

vs.

HAL NORWOOD, Attorney-General of the State of Arkansas,

JOE JOINER, Prosecuting Attorney for the Thirteenth Circuit of Arkansas, and

CHESTER HOLLAND, Prosecuting Attorney for the Twelfth Circuit of Arkansas, Appellees.

No. 193.

Appealed from the United States District Court for the Western District of Arkansas.

APPELLANT'S STATEMENT OF JURISDICTION TO REVIEW THE DECISION OF THE DISTRICT COURT.

THOMAS B. PRYOR,
EDWARD J. WHITE,
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St. Louis Law Printing Co., 415 North Eighth Street. CEntral 4477.

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In accordance with rule 12 of this court, the appellant presents this, its statement disclosing the basis on which, it is contended, this Court has jurisdiction to review, on appeal, the judgment and decree of the District Court of

the United States within and for the Western District of Arkansas:

The appeal is prosecuted from an order dated April 26, 1930, of the Three-Judge Court, organized as provided by the federal code, dismissing the appellant's (plaintiff's) bill and refusing to restrain the defendants, the Attorney-General and Prosecuting Attorneys of the State of Arkansas, from enforcing what are known as the "Arkansas Full Train Crew Law" (Sections 8577-8579, Crawford & Moses' Digest of the Statutes of Arkansas for 1921) and the "Full Switching Crew Law" (Sections 8583-8586, Crawford & Moses' Digest of the Statutes of Arkansas for 1921).

The appeal was allowed by said Three-Judge Court on May 13, 1930, and a transcript of the record deposited with the clerk of the Supreme Court on June 9, 1930.

That said appeal was prosecuted under the provisions of the Act of February 13, 1925, from a decree in a suit in equity in said District Court.

That appellant has duly served the appellees with copies of the citation in said cause and the service of said citation has been duly filed with the clerk of the Supreme Court and a bond was duly filed and approved by the District Court to cover the costs in this court.

That the appellant relies upon the points and specifications of error in this court set forth numerically in its assignment of errors filed in the District Court, and direction is here given to print the entire record filed with the clerk of the Supreme Court.

That the appellant, in its bill filed in this cause, alleged that the above laws of the State of Arkansas were in contravention of the Constitution of the United States and the order and decree appealed from upheld the constitutionality of said laws.

That the judgment appealed from is a final judgment, dismissing the plaintiff's bill, and the appeal presents a federal question and invqlves a construction of the Act to Regulate Commerce, and said appeal was timely granted, and this Court has jurisdiction both over the subject matter of said cause and the parties thereto, as evidenced by the following cases:

Chappell v. U. S., 160 U. S. 499;
Raton Waterworks Co. v. City of Raton, 249 U. S. 552;
Arkadelphia Milling Co. v. St. L. S. W. Ry. Co., 249 U. S. 134;
Rooker v. Fidelity Trust Co., 263 U. S. 413.

Wherefore, appellant prays that the errors set forth in its assignment of errors may be corrected and for a reversal of the decree of the Three-Judge Court sitting in this cause for the District Court of the United States within and for the Western District of Arkansas, and for which appellant will ever pray.

THOMAS B. PRYOR,
EDWARD J. WHITE,
Attorneys for Appellant.